IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

WRIT PETITION NO. 6970 OF 2005.

Smt. Bhanumati wd/o Baburao Baran
G. Kewat ...Petitioner.

V/s.

Shyamlal Bandu Kewat .. Respondent.

Shri Devendra Sharma for the petitioner.

Shri B.K. Raje for the respondent.

CORAM : V.C.DAGA, J.

DATED 23.11.2005.

P.C. :

. Parties to the petition have filed joint purshis dated 23.11.2005. The same is treated as Minutes of the Order and the petition stands disposed of in terms of the joint purshis.

2. In the result, the impugned order is set aside. Proceedings are remitted to the lower appellate Court for hearing afresh and for deciding all the issues including that of jurisdiction of the Court by a composite judgment. All rival contentions are kept open.

3. The lower appellate Court is directed to hear and dispose of the appeal as expeditiously as possible at any rate within a period of 6 months from the date of receipt of this order.

4. Petition accordingly stands disposed of with no order as to costs.

4. Parties and the lower appellate Court are permitted to act on authenticated copy of this order.

(V. C.DAGA,J.)